



## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No. : 10/551,220  
Confirmation No. : 4512  
Applicant : Achim Wiest, Torsten Strunz and Andreas Berger  
Filed : September 27, 2005  
Title : Apparatus for Determining and/or Monitoring the Volume  
and/or Mass Flow of a Medium  
TC/A.U. : 2855  
Examiner : H. R. Patel  
Docket No. : WIES3003/FJD  
Customer No. : 23364

### PRIOR ART SUBMISSION

COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

This submission is being made pursuant to 37 C.F.R. §1.56. A listing of the missing references is submitted herewith on form PTO/SB/08A.

U.S. Patent No. 6,293,156 was noted on the German Search Report (copy attached) but was not listed on the form 1449 which was filed with an Information Disclosure Statement on September 27, 2005. The other U.S. reference 6,532,827, noted on the German Search Report was not included in the Information Disclosure Statement filed on September 27, 2005 but was cited by the Examiner in the Office Action dated Oct. 24, 2007.

WO 02/39069 was cited on the International Search Report (copy attached) but was not listed on the PTO form 1449 which was filed with an Information Disclosure Statement on September 27, 2005.

This submission is being made with the payment of the Issue Fee.

Both U.S. Patent 6,293,156 and WO 02/39069 relate to clamp-on flowmeters. Neither reference, however, discloses or suggests the clamp-on flowmeter claimed in this application. For example, the coupling element defined in claim 8 which are very different from any comparable element in the noted references. Note, for example the recitation of the "coupling wedges or lead-in members" which cannot be found in either reference.

U.S. Patent Appl. 10/551,220

The Examiner is requested to acknowledge consideration of the information provided in this paper in accordance with prescribed procedures.

Any fee required pursuant to the submission should be charged to our Deposit Account 02-0200.

Respectfully submitted,



Felix J. D'Ambrosio  
Registration No: 25,721

Date: June 27, 2008

Customer Number 23364  
BACON & THOMAS  
625 Slaters Lane, Fourth Floor  
Alexandria, Virginia 22314  
Phone: (703) 683-0500

Prior Art Submission.wpd